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6 GLASSDOOR, INC.

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8 **UNITED STATES DISTRICT COURT**

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10 **NORTHERN DISTRICT OF CALIFORNIA**

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12 **SAN FRANCISCO DIVISION**

13 In Re: Petition for Judicial Assistance for
14 the Issuance of a Subpoena Pursuant to 28
15 U.S.C. § 1782 to Obtain Discovery for Use
in a Foreign Proceeding.

16 DIGITAL SHAPE TECHNOLOGIES,
17 INC. and RADOMIR NIKOLAJEV,

18 Petitioners.

19 v.

20 GLASSDOOR, INC.,

21 Respondent.

22 Misc. Case No. 3:16-mc-80150-JSC

23

24 **DECLARATION OF WILLIAM J.
25 FRIMEL IN SUPPORT OF RESPONDENT
26 GLASSDOOR, INC.'S OPPOSITION TO
27 PETITIONERS DIGITAL SHAPE
28 TECHNOLOGIES, INC.'S AND RADOMIR
NIKOLAJEV'S MOTION TO COMPEL
PRODUCTION OF DOCUMENTS**

1 **DECLARATION OF WILLIAM J. FRIMEL**

2 1. I am counsel for Respondent Glassdoor, Inc. ("Glassdoor") in the above-
3 referenced action.

4 2. Attached as Exhibit A is a true and correct copy of the *1654776 Ontario Ltd. v.*
5 *Stewart*, 2013 ONCA 184 (CanLII), ruling issued by the Court of Appeal for Ontario, Canada.

6 3. Attached as Exhibit B is a true and correct copy of the *Desjean v. Intermix Media*
7 *Inc.*, 2006 FCJ 1395 (CanLII), ruling issued by the Canadian Federal Court.

8 4. Attached as Exhibit C is a true and correct copy of the *Fers et metaux americains,*
9 *s.e.c. c. Picard*, 2013 QCCA 2255 (CanLII), ruling issued by the Court of Appeal for Quebec,
10 Canada.

11 5. Attached as Exhibit D is a true and correct copy of the *Gagne v. McKay*, 2014
12 QCCS 2281 (CanLII), ruling issued by the Superior Court of Quebec, Canada.

13 6. Attached as Exhibit E is a true and correct copy of the *Morris v. Johnson*, 2011
14 ONSC 3996 (CanLII), ruling issued by the Ontario Superior Court of Justice.

15 7. Attached as Exhibit F is a true and correct copy of the *Transat Tours Canada Inc.*
16 *v. Tescor, S.A.*, 2007 SCC 20 (CanLII), ruling issued by the Supreme Court of Canada.

17 8. Attached as Exhibit G is a true and correct copy of the *Warman v. Wilkins-*
18 *Fournier*, 2010 ONSC 2126 (CanLII), ruling issued by the Ontario Superior Court of Justice.

19 9. I declare under penalty of perjury that the foregoing is true and correct.

20 Dated: September 8, 2016



21 WILLIAM J. FRIMEL

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